

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:03cv209**

**INTERNATIONAL TITANIUM
CORPORATION,**

Plaintiff,

Vs.

**BRYAN NOEL; INTERNATIONAL
MINERALS EXCHANGE; and
CERTIFIED ESTATE PLANNERS,**

Defendants.

And

BRYAN NOEL,

Third-Party Plaintiff,

Vs.

**INTERNATIONAL TITANIUM CORP.;
RICHARD L. FOGELMAN; ANTHONY
R. FOGELMAN; SAMUEL BAILEY;
JAMES B. ROSE; ROSS W. McINTOSH;
MARTY MARMOR; and GUSTAV J. MAS,**

Third-Party Defendants.

ORDER

THIS MATTER is before the court on its own motion to recuse and to continue hearing. The undersigned hereby recuses himself from further consideration of this case and will continue the hearing.

ORDER

IT IS, THEREFORE, ORDERED that the undersigned **RECUSES** himself from further consideration of this matter, and the hearing calendared for August 25, 2006, is **CONTINUED** until such time as the district court deems appropriate.

Signed: August 24, 2006

Dennis L. Howell

Dennis L. Howell
United States Magistrate Judge

